



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

BJG

Docket No: 475-99

20 May 1999

Mr. [REDACTED]  
[REDACTED]  
[REDACTED]

Dear [REDACTED]:

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 19 May 1999. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by the Marine Corps Recruiting Command, dated 5 April 1999, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. They were unable to find that your recruiter caused you to provide the entries in question on your DD (Department of Defense) Form 1966 ("Record of Military Processing - Armed Forces of the United States") with the understanding that they reflected you had merely been around persons who smoked marijuana. They noted that your statement, concerning your response to item 15a of your DD Form 1966, that you "experimented with marijuana once on 850406" shows you knew you were admitting you had used it yourself. In view of the above, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records.

Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure



UNITED STATES MARINE CORPS  
MARINE CORPS RECRUITING COMMAND  
3280 RUSSELL ROAD  
QUANTICO VA 22134-5103

475-99

IN REPLY REFER TO  
1900  
RE-21  
5 Apr 99

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION  
OF NAVAL RECORDS

Subj: ADVISORY OPINION IN THE CASE OF FORMER CORPORAL  
[REDACTED]

Ref: (a) BCNR Docket #00475-99

1. In response to reference (a), and after a careful review of Corporal [REDACTED] request and OMPF, we recommend that his petition be disapproved.

2. Corporal [REDACTED], initialed and or wrote in his own handwriting on several different documents that he had used marijuana one time.

[REDACTED]  
By direction